

STAYED,TYPE I-FOIA

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:17-cv-02363-RC

GIFFORDS LAW CENTER TO PREVENT GUN VIOLENCE
v. BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND
EXPLOSIVES

Assigned to: Judge Rudolph Contreras
Cause: 05:552 Freedom of Information Act

Date Filed: 11/09/2017

Jury Demand: None

Nature of Suit: 895 Freedom of
Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

**GIFFORDS LAW CENTER TO
PREVENT GUN VIOLENCE**

represented by **J. Adam Skaggs**
GIFFORDS LAW CENTER TO
PREVENT GUN VIOLENCE
223 West 38th Street #90
New York, NY 10018
(917) 680-3473
PRO HAC VICE
ATTORNEY TO BE NOTICED

Robin Frances Thurston
DEMOCRACY FORWARD
FOUNDATION
P.O. Box 34553
Washington, DC 20043
(202) 448-9090
Email: rthurston@democracyforward.org
ATTORNEY TO BE NOTICED

Javier M. Guzman
DEMOCRACY FORWARD
FOUNDATION
P.O. Box 34553
Washington, DC 20043
(202) 448-9090
Email: jguzman@democracyforward.org
ATTORNEY TO BE NOTICED

V.

Defendant

**BUREAU OF ALCOHOL,
TOBACCO, FIREARMS, AND
EXPLOSIVES**

represented by **Marina Utgoff Braswell**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2561
Fax: (202) 252-2599
Email: Marina.Braswell@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/09/2017	<u>1</u>	COMPLAINT against U.S. Bureau of Alcohol, Tobacco, Firearms and Explosives (Filing fee \$ 400 receipt number 0090-5198934) filed by Giffords Law Center to Prevent Gun Violence. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons)(Guzman, Javier) (Entered: 11/09/2017)

11/09/2017		Case Assigned to Judge Rudolph Contreras. (jd) (Entered: 11/13/2017)
11/13/2017	<u>2</u>	SUMMONS (3) Issued Electronically as to BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(jd) (Entered: 11/13/2017)
11/14/2017	<u>3</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Robin F. Thurston, :Firm– Democracy Forward Foundation, :Address– P.O. Box 34553, Washington, D.C. 20043. Phone No. – (202) 701–1775. Filing fee \$ 100, receipt number 0090–5204553. Fee Status: Fee Paid. by GIFFORDS LAW CENTER TO PREVENT GUN VIOLENCE (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Guzman, Javier) (Entered: 11/14/2017)
11/14/2017		MINUTE ORDER denying without prejudice <u>3</u> Motion for Admission <i>Pro Hac Vice</i> : The motion for admission <i>pro hac vice</i> does not comply with all relevant local rules. Local Rule 83.2(d)(5) requires that attorneys seeking to appear <i>pro hac vice</i> before this Court include in their declarations "the number of times the attorney has been admitted <i>pro hac vice</i> in this Court in the last two years." Therefore, it is hereby ORDERED that the <u>3</u> Motion for Admission <i>Pro Hac Vice</i> is DENIED WITHOUT PREJUDICE. SO ORDERED. Signed by Judge Rudolph Contreras on 11/14/2017. (lcrc1) (Entered: 11/14/2017)
11/21/2017	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 11/16/2017. Answer due for ALL FEDERAL DEFENDANTS by 12/16/2017. (Attachments: # <u>1</u> Declaration)(Guzman, Javier) (Entered: 11/21/2017)
11/27/2017	<u>5</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Robin F. Thurston, :Firm– Democracy Forward Foundation, :Address– P.O. Box 34553, Washington, DC 20043. Phone No. – (202) 448–9090. Filing fee \$ 100, receipt number 0090–5221879. Fee Status: Fee Paid. by GIFFORDS LAW CENTER TO PREVENT GUN VIOLENCE (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Guzman, Javier) (Entered: 11/27/2017)
11/27/2017		MINUTE ORDER granting <u>5</u> Motion for Leave to Appear <i>Pro Hac Vice</i> : Pursuant to Local Civil Rule 83.2, it is hereby ORDERED that Robin F. Thurston is admitted to represent Plaintiff <i>pro hac vice</i> in this case. SO ORDERED. Signed by Judge Rudolph Contreras on 11/27/2017. (lcrc1) (Entered: 11/27/2017)
11/30/2017	<u>6</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– J. Adam Skaggs, :Firm– Giffords Law Center to Prevent Gun Violence, :Address– 223 West 38th Street, #90, New York, NY 10018. Phone No. – (917) 680–3473. Filing fee \$ 100, receipt number 0090–5227642. Fee Status: Fee Paid. by GIFFORDS LAW CENTER TO PREVENT GUN VIOLENCE (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Guzman, Javier) (Entered: 11/30/2017)
11/30/2017		MINUTE ORDER granting <u>6</u> Motion for Leave to Appear <i>Pro Hac Vice</i> : Pursuant to Local Civil Rule 83.2, it is hereby ORDERED that J. Adam Skaggs is admitted to represent Plaintiff <i>pro hac vice</i> in this case. SO ORDERED. Signed by Judge Rudolph Contreras on 11/30/2017. (lcrc1) (Entered: 11/30/2017)
12/19/2017	<u>7</u>	NOTICE of Appearance by Marina Utgoff Braswell on behalf of BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES (Braswell, Marina) (Entered: 12/19/2017)
12/19/2017	<u>8</u>	Unopposed MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES (Braswell, Marina) (Entered: 12/19/2017)
12/19/2017	<u>9</u>	ANSWER to Complaint by BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES.(Braswell, Marina) (Entered: 12/19/2017)
12/20/2017		MINUTE ORDER granting <u>8</u> Defendant's Unopposed Motion for Extension of Time of One Day, <i>Nunc Pro Tunc</i> : It is hereby ORDERED that Defendant's response to Plaintiff's Complaint is now due by December 19, 2017. SO ORDERED. Signed by Judge Rudolph Contreras on 12/20/2017. (lcrc1) (Entered: 12/20/2017)

12/20/2017		MINUTE ORDER: It is hereby ORDERED that the parties shall meet, confer, and submit a proposed briefing schedule on or before January 3, 2018. SO ORDERED. Signed by Judge Rudolph Contreras on 12/20/2017. (lcrc1) (Entered: 12/20/2017)
01/03/2018	<u>10</u>	Joint MOTION for Extension of Time to File <i>Proposed Schedule</i> by BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES (Braswell, Marina) (Entered: 01/03/2018)
01/03/2018		MINUTE ORDER granting <u>10</u> Joint Motion for Extension of Time: It is hereby ORDERED that the parties submit a joint status report proposing a schedule to govern further proceedings in this matter by January 8, 2018. SO ORDERED. Signed by Judge Rudolph Contreras on 01/03/2018. (lcrc1) (Entered: 01/03/2018)
01/08/2018	<u>11</u>	Joint STATUS REPORT by GIFFORDS LAW CENTER TO PREVENT GUN VIOLENCE. (Attachments: # <u>1</u> Text of Proposed Order)(Thurston, Robin) (Entered: 01/08/2018)
01/09/2018	<u>12</u>	SCHEDULING ORDER. See document for details. Signed by Judge Rudolph Contreras on 01/09/2018. (lcrc1) (Entered: 01/09/2018)
02/16/2018	<u>13</u>	Joint STATUS REPORT by GIFFORDS LAW CENTER TO PREVENT GUN VIOLENCE. (Thurston, Robin) (Entered: 02/16/2018)
04/26/2018	<u>14</u>	Joint STATUS REPORT by BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES. (Braswell, Marina) (Entered: 04/26/2018)
05/21/2018	<u>15</u>	Joint STATUS REPORT and <i>Proposed Schedule</i> by BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES. (Braswell, Marina) (Entered: 05/21/2018)
05/22/2018		MINUTE ORDER: Upon consideration of <u>15</u> the parties' Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before July 23, 2018. SO ORDERED. Signed by Judge Rudolph Contreras on 05/22/2018. (lcrc1) (Entered: 05/22/2018)
05/22/2018		Set/Reset Deadlines: Status Report due by 7/23/2018 (tj) (Entered: 05/22/2018)
07/23/2018	<u>16</u>	Joint STATUS REPORT by GIFFORDS LAW CENTER TO PREVENT GUN VIOLENCE. (Thurston, Robin) (Entered: 07/23/2018)
07/23/2018		MINUTE ORDER: Upon consideration of <u>16</u> the parties' Joint Status Report and Proposed Schedule, it is hereby ORDERED that the parties shall file a further joint status report on or before October 23, 2018. SO ORDERED. Signed by Judge Rudolph Contreras on 07/23/2018. (lcrc1) (Entered: 07/23/2018)
07/23/2018		Set/Reset Deadlines: Joint Status Report due by 10/23/2018. (gdf) (Entered: 07/24/2018)
10/23/2018	<u>17</u>	Joint STATUS REPORT by BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES. (Braswell, Marina) (Entered: 10/23/2018)
10/23/2018		MINUTE ORDER: Upon consideration of <u>17</u> the parties' Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before February 4, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on 10/23/18. (lcrc1) (Entered: 10/23/2018)
01/16/2019	<u>18</u>	MOTION to Stay (<i>Defendant's Motion to Stay Proceedings in Light of Lapse of Appropriations</i>) by BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES (Attachments: # <u>1</u> Text of Proposed Order)(Braswell, Marina) (Entered: 01/16/2019)
01/18/2019	<u>19</u>	RESPONSE re <u>18</u> MOTION to Stay (<i>Defendant's Motion to Stay Proceedings in Light of Lapse of Appropriations</i>) Notice of Non–Opposition filed by GIFFORDS LAW CENTER TO PREVENT GUN VIOLENCE. (Thurston, Robin) (Entered: 01/18/2019)
01/24/2019		MINUTE ORDER granting <u>18</u> Motion to Stay: it is hereby ORDERED that this case is STAYED pending restoration of appropriations to the Department of Justice. It is FURTHER ORDERED that all current deadlines for the parties shall be extended commensurate with the calendar day duration of the lapse in appropriations and Defendant's counsel shall notify the Court within 14 days of Congress appropriating

		funds for the Department of Justice. It is FURTHER ORDERED that, if appropriations have not be restored by January 29, 2019, the joint status report currently due on February 4, 2019 shall be filed within 7 days following the restoration of appropriations. SO ORDERED. Signed by Judge Rudolph Contreras on 1/24/19. (lcrc1) (Entered: 01/24/2019)
02/04/2019	<u>20</u>	Joint STATUS REPORT by GIFFORDS LAW CENTER TO PREVENT GUN VIOLENCE. (Thurstons, Robin) (Entered: 02/04/2019)
02/05/2019		MINUTE ORDER: Upon consideration of <u>20</u> the parties' Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before May 15, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on 2/5/19. (lcrc1) (Entered: 02/05/2019)
02/05/2019		Set/Reset Deadlines: Status Report due by 5/15/2019 (tj) (Entered: 02/05/2019)
05/15/2019	<u>21</u>	Joint STATUS REPORT by BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES. (Braswell, Marina) (Entered: 05/15/2019)
05/15/2019		MINUTE ORDER: Upon consideration of <u>21</u> the parties' Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before June 17, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on 5/15/19. (lcrc1) (Entered: 05/15/2019)
05/21/2019		Set/Reset Deadlines: Status Report due by 6/17/2019 (ztj) (Entered: 05/21/2019)
06/17/2019	<u>22</u>	Joint STATUS REPORT by GIFFORDS LAW CENTER TO PREVENT GUN VIOLENCE. (Guzman, Javier) (Entered: 06/17/2019)
06/18/2019		MINUTE ORDER: Upon consideration of <u>22</u> the parties' Joint Status Report, it is hereby ORDERED that the parties shall file a joint status report proposing a schedule for further proceedings on this matter on or before July 25, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on 6/18/19. (lcrc1) (Entered: 06/18/2019)
07/25/2019	<u>23</u>	Joint STATUS REPORT by BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES. (Braswell, Marina) (Entered: 07/25/2019)
07/26/2019		MINUTE ORDER: Upon consideration of <u>23</u> the parties' Joint Status Report, it is hereby ORDERED that the parties shall file a joint status report proposing a schedule for further proceedings on this matter on or before September 12, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on 7/26/19. (lcrc1) (Entered: 07/26/2019)